W3738

Attorney Docket no: PHO-105

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applica	tion of:	I hereby certify that this correspondence is
Dees	et al.	being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents,
Serial No.: 09	9/130,041	P.O. Box 1450, Alexandria, VA 22313-1450
Filed: Augu	st 6, 1998	on September 16,2005 (Date of Deposit)
For Impro	oved Method For Targeted Topical Treatment	Shannon Wallace
For: Impro	• •	Name of applicant, assignee, or Registered Rep.
OI DI	30430	2011/10 Marrial & Stranger
Examiner:	Thomas C. Barrett	Signature Date
Art Unit:	3738)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.97, as revised on February 4, 1992, 1135 OG 23-24, Applicant hereby calls the Examiner's attention to documents listed on the attached form, which documents may be material to the examination of this application. A copy of each of these references is enclosed herewith.

No inference should be drawn that the attached list sets forth a comprehensive investigation of the prior art, that any or all are pertinent to the invention, or that any apparatus disclosed is equivalent to the subject invention.

The citation of the above-discussed documents is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of any document herein is not to be

construed as an admission that any subject matter disclosed in the document is necessarily within

the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date

which may be relevant to the instant patent application, and/or that any disclosure is otherwise

necessarily prior art with respect to the instant invention.

Applicant also respectfully reserves the right to later set forth how the instant invention is

distinguished over the disclosure of any document or other art, including the disclosure of those

documents discussed herein, that may be cited by the Examiner in rejecting a claim in the instant

patent application.

This reference was cited in an Office Action in a related application in the last three months.

If a fee is required for this IDS, please charge our Deposit Account No. 50/1039.

Respectfully submitted,

Mark J. Murphy

Registration No.: 34,225

COOK, ALEX, McFARRON, MANZO, CUMMINGS & MEHLER, LTD. 200 West Adams Street

Suite 2850

Chicago, Illinois 60606

(312) 236-8500

Customer no. 000026568

2

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Panerwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449A/PTO **Application Number** 09/130,041 INFORMATION DISCLOSURE Filing Date August 6, 1998 STATEMENT BY APPLICANT First Named Inventor Dees Art Unit (Use as many sheets as necessary) 3738 Examiner Name Thomas C. Barrett Attorney Docket Number PHO-105 11 of

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ^{2 (if known)}			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³⁻ Number ⁴ Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	1	WO 98/22184	05/28/1998	Crowley		
	ļ					
	<u> </u>					
	<u> </u>		l			
Examiner Signature				Date Considered		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in a
envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

American LegalNet Inc. www.USCourtForms.com

Signature

Date